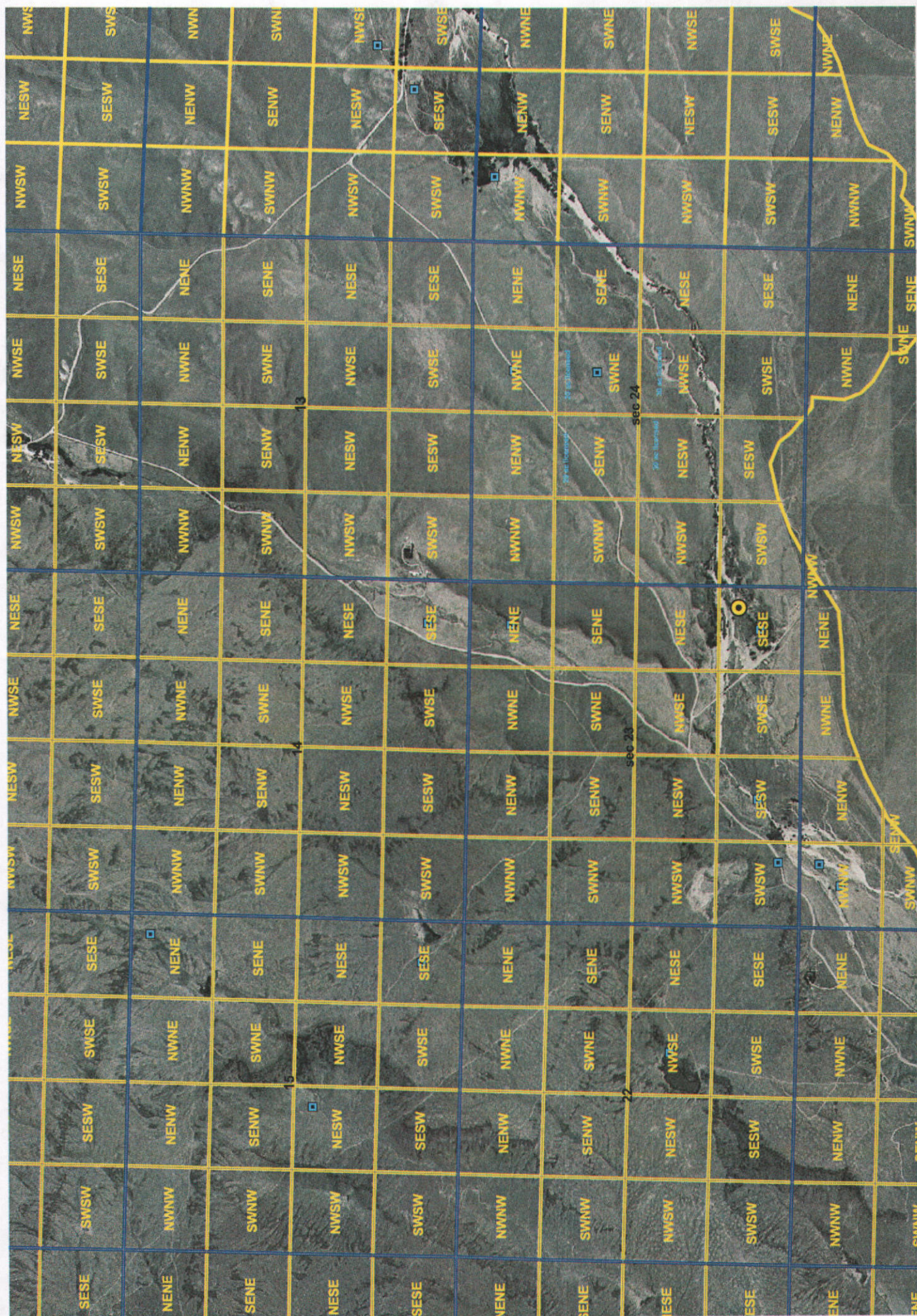
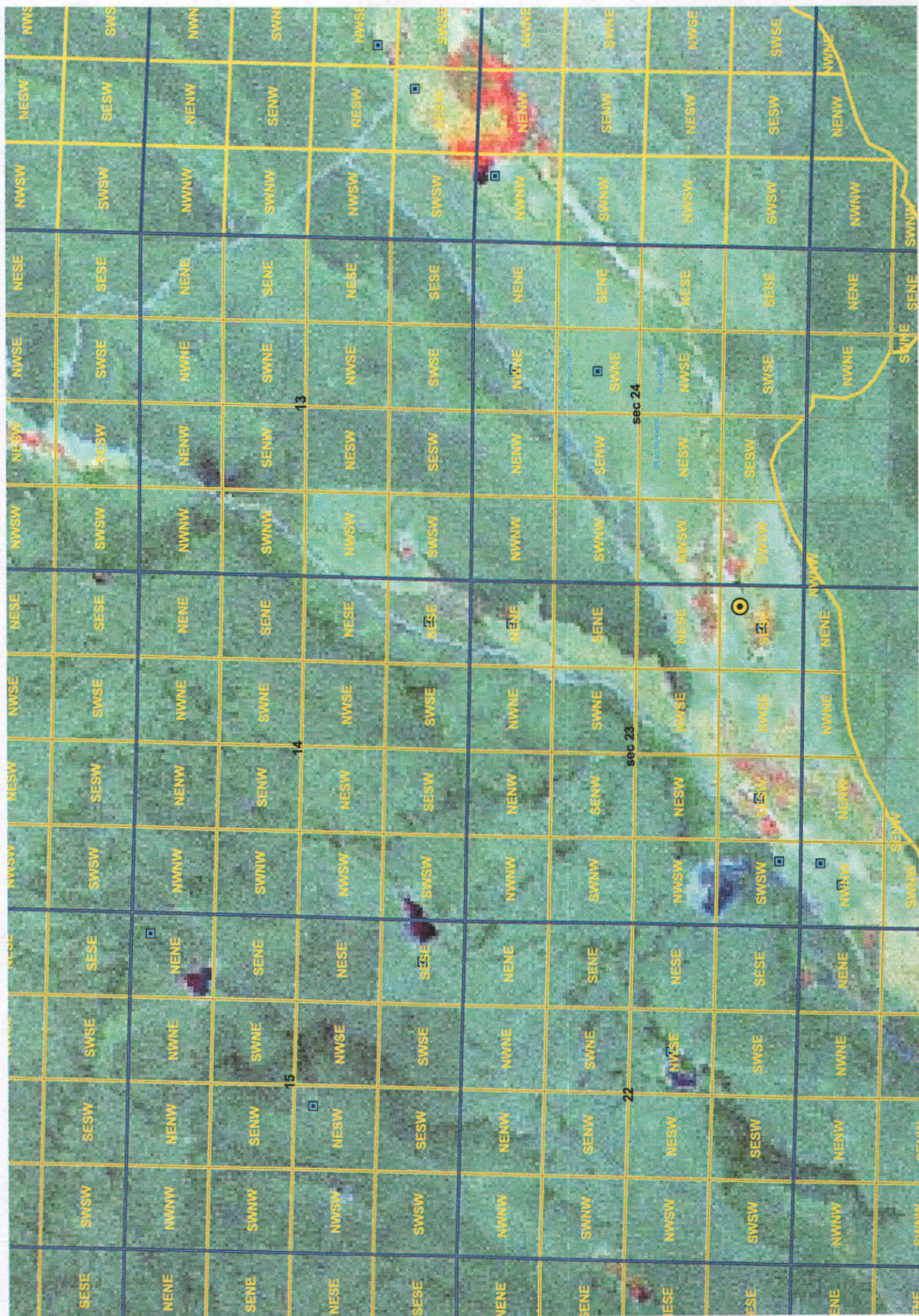


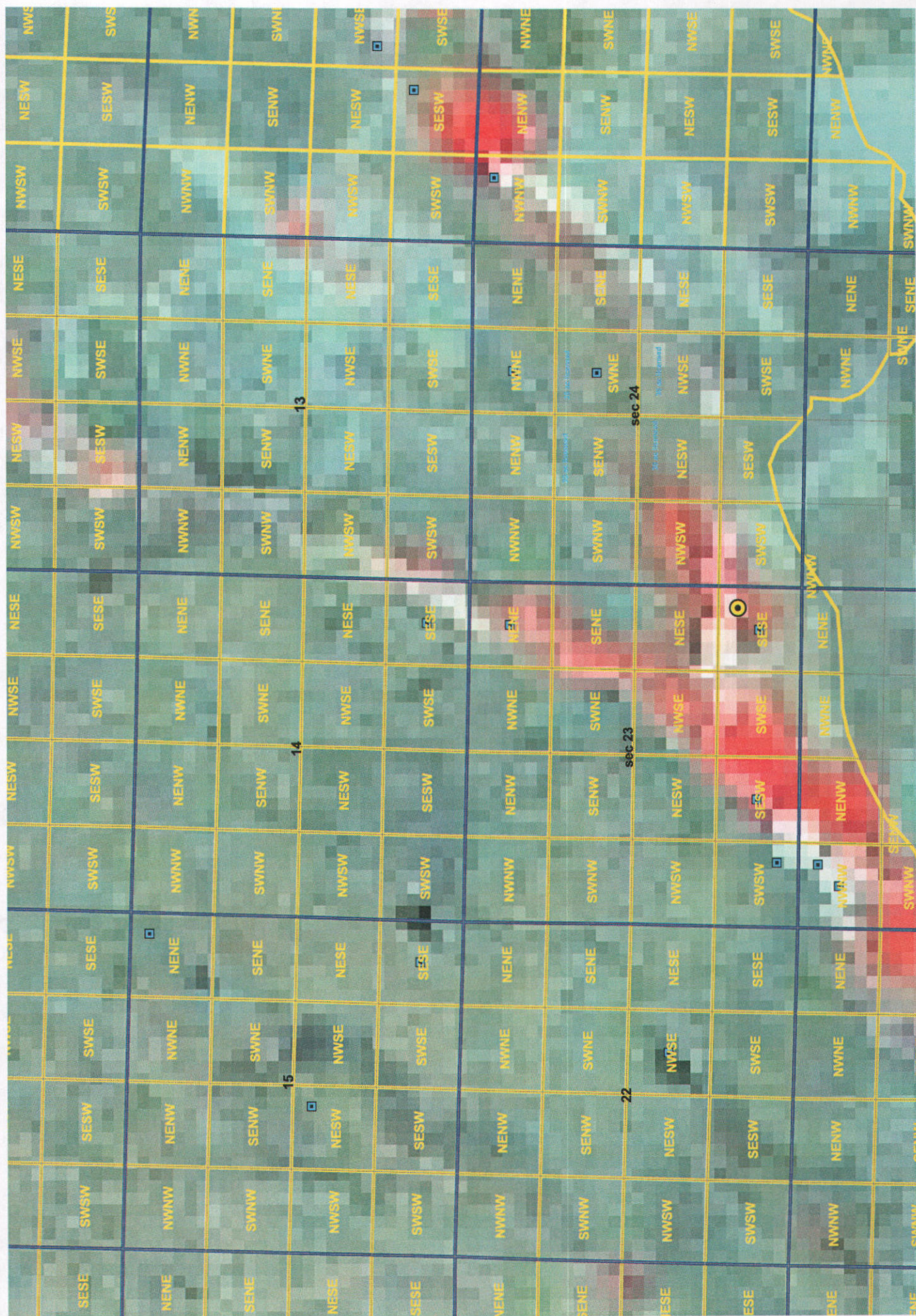
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2000 LANDSAT PHOTO.



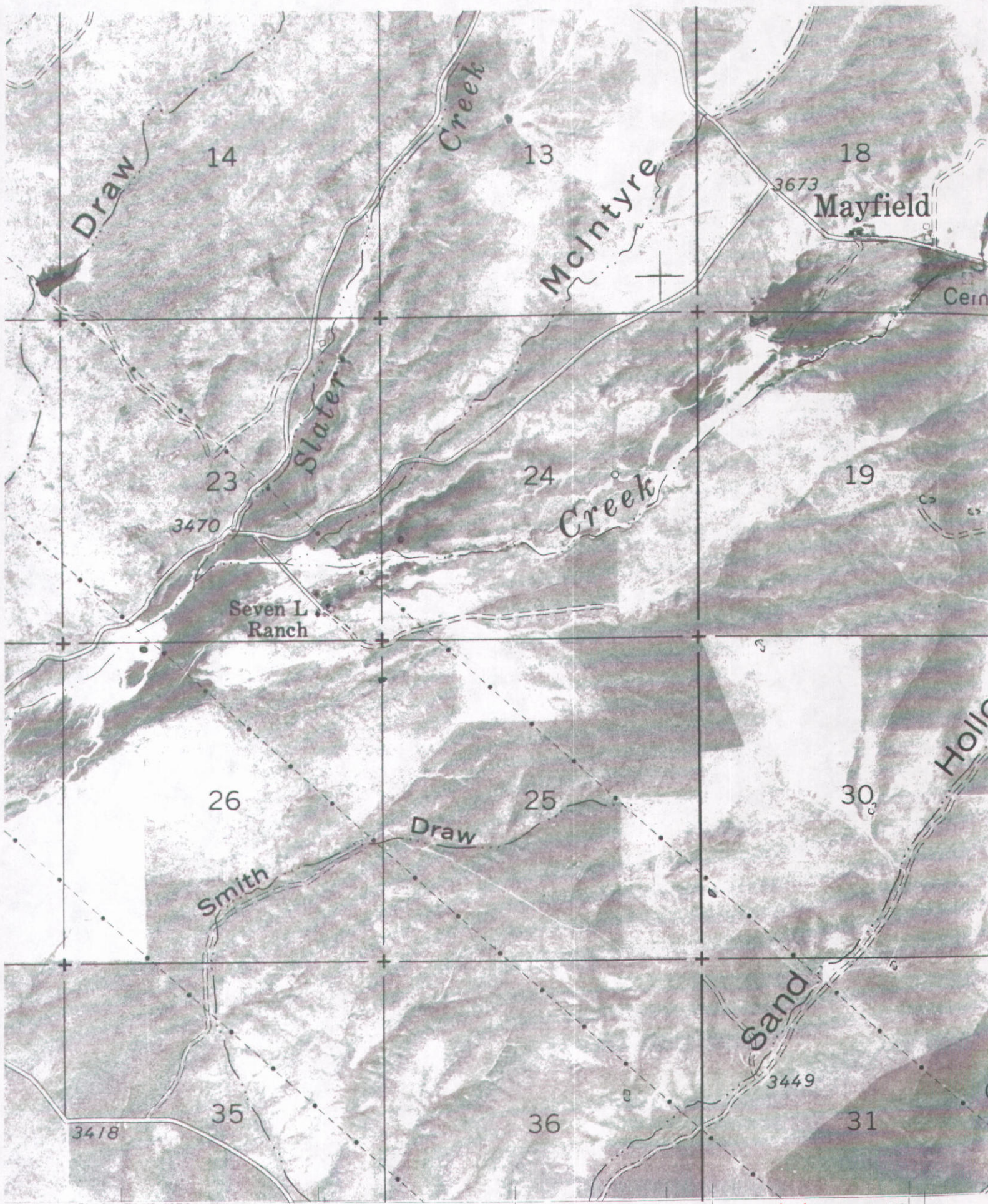
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2002 LANDSAT PHOTO.



ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2001 LANDSAT PHOTO.



ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 1984 LANDSAT PHOTO.



30" 1585 (MAYFIELD SW) 1587 55' R 4 E 1588 R 5 E 1589

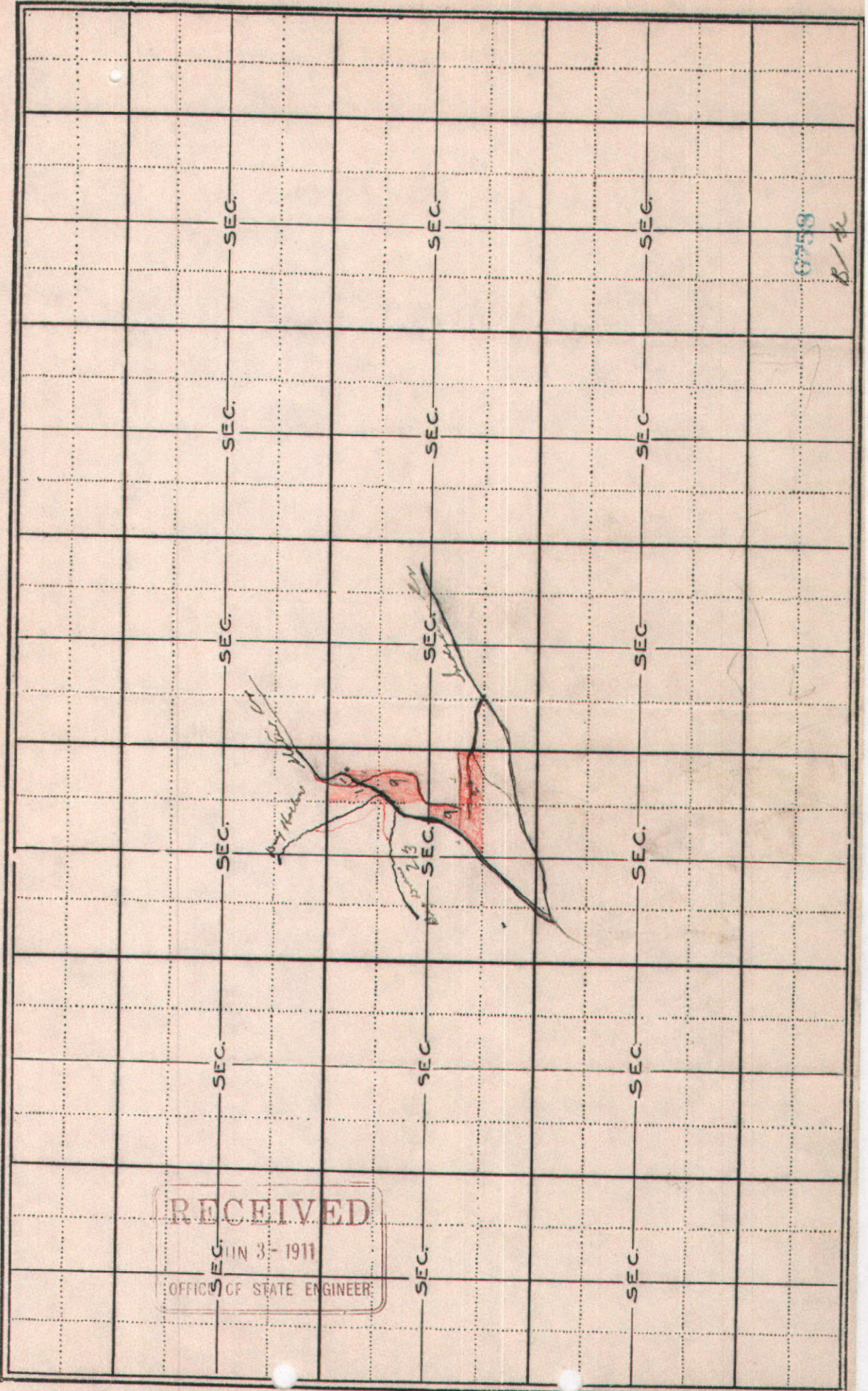
SCALE-1:24,000

Hal
may field nw 1979



63-2143 - LICENSED IN 1910. MAP IN LICENSE FILE IS NOT ACCURATE. LOCATED THE PODs IN THE LICENSED QQ.
ALSO CLAIMED A POD IN THE NESW SEC 24 .
1998 AERIAL

RECEIVED
JUN 3 - 1911
OFFICE OF STATE ENGINEER



6753
B/k

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-2143
Date Received: 6/29/2006
Receipt No: W034395
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ARK PROPERTIES LLC Phone: (208)366-7931
11204 N BAR 21 DR
GLENN'S FERRY ID USA 83623-5033

2. Date of Priority: 10/21/1910

3. Source: BIG DRAW CREEK Trib. To: INDIAN CREEK
INDIAN CREEK BOISE RIVER
DRY HOLLOW CREEK INDIAN CREEK
SLATER CREEK INDIAN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	04E	23	SW NE	ELMORE	
01N	04E	24	NE SW	ELMORE	
01N	04E	14	SW SE	ELMORE	
01N	04E	14	SE SE	ELMORE	
01N	04E	23	NE SE	ELMORE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.06	
DOMESTIC	01/01	12/31		

7. Total Quantity Appropriated is:
1.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	04E	23	NE	NE	IRRIGATION	15
			SE	NE	IRRIGATION	9
			NE	SE	IRRIGATION	20
			NW	SE	IRRIGATION	9
					Section Acres	53
					Total Acres	53

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

SOURCES ARE SLATER CK., TRIB. TO INDIAN CK.; INDIAN CK. TRIB TO BOISE RIVER;
BIG DRAW CK., TRIB TO INDIAN CK.; DRY HOLLOW CK., TRIB. TO INDIAN CK.

15. Basis of Claim: License

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number: 63-2143

Date Received:

Receipt No: W034395

Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUN 29 2006

WATER RESOURCES
WESTERN REGION

1. Name of Claimant(s)

ARC PROPERTIES LLC

Phone: (208) 366-7931

11204 N BAR 21 DR
GLENN'S FERRY, ID 83623

2. Date of Priority: October 21, 1910

3. Source: Indian Creek
Big Draw Creek
Slater Creek
Dry Hollow Creek

Trib. to: Boise River
Indian Creek
Indian Creek
Indian Creek

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
1N	4E	23	SW	NE		Elmore	
1N	4E	14	SW	SE		Elmore	
1N	4E	14	SE	SE		Elmore	
1N	4E	23	NE	SE		Elmore	
1N	4E	24	NE	SW		Elmore	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
Irrigation	3/15	11/15	1.06	
Domestic	1/1	12/31		

7. Total Quantity Appropriated is:

1.06 cfs

06/27/2006

1

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

TWP	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
IN	4E	23	15			9									20	9			53

Total number of acres irrigated 53

11. Place of use in counties: **Elmore**

12. Do you own the property listed above as place of use? **Yes**

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: **License**

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Manager of _____ Title

ARK PROPERTIES LLC, that I have signed the foregoing Organization

document in the space below as Manager of Title

ARK PROPERTIES LLC and that the statements contained in the Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Manager - ARK Properties LLC
Title and Organization

6/27/06
Date

State of Idaho)
County of ELMORE) SS.

Subscribed and sworn (or affirmed) before me this 28
of JUNE 2006.

Marie Borchert

Notary Public

Residing at _____ Residing at Mountain Home, Idaho
My commission Expires _____ My Commission Expires 05-18-11



06/27/2006

3

IN THE DISTRICT COURT OF FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 63-02143
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: John McCallum /Ark Properties LLC

Address: 11204 N. Bar 21 Drive

Glenns Ferry, ID 83623-5033

Daytime Phone: (208) 366-7931

Name & Address of Attorney, if any:

Bruce M. Smith

Moore Smith Buxton & Turcke Chtd

950 W. Bannock Street, Suite 520

Boise, ID 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Ark Properties LLC

Address: 11204 N. Bar 21 Drive

Glenns Ferry, ID 83623-5033

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **I object because:**
☐ This water right Should not exist.
☐ This water right was not recommended, but Should be recommended with
The elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** _____ Water Right should be
recommended as claimed

F.

VERIFICATION (must be completed)

State of Idaho)
County of Ada) ss.

Bruce M. Smith, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

[Signature]
(Attorney signing in representative capacity)

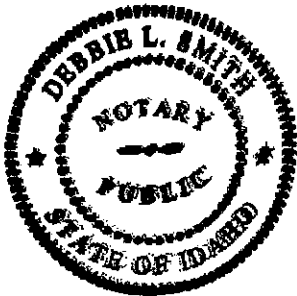
Subscribed and sworn to before me on: June 19, 2007

[Signature]

Notary Public for Idaho

Residing at: Boise, ID

My Commission Expires: 6/8/2013



INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on June 19, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

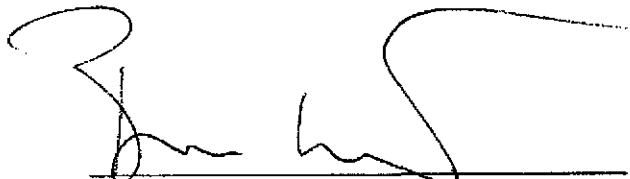
Name: John McCallum / Ark Properties
Address: 11204 N. Bar 21 Drive
Glenns Ferry, ID 83623

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W. Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

09/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-2143

NAME AND ADDRESS: ARK PROPERTIES LLC
11204 N BAR 21 DR
GLENNS FERRY ID 83623-5033

SOURCE: BIG DRAW CREEK
DRY HOLLOW CREEK
INDIAN CREEK
SLATER CREEK

TRIBUTARY: INDIAN CREEK
TRIBUTARY: INDIAN CREEK
TRIBUTARY: BOISE RIVER
TRIBUTARY: INDIAN CREEK

QUANTITY: 1.060 CFS

PRIORITY DATE: 10/21/1910

POINT OF DIVERSION:

T01N R04E S14 SWSE Within ELMORE County
T01N R04E S14 SESE Within ELMORE County
T01N R04E S23 SWNE Within ELMORE County
T01N R04E S23 NESE Within ELMORE County
T01N R04E S24 NESW Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.060 CFS
DOMESTIC	01/01 12/31	

PLACE OF USE: IRRIGATION Within ELMORE County

T01N R04E S23	NENE	15.00	T01N R04E S23	SENE	9.00
T01N R04E S23	NESE	20.00	T01N R04E S23	NWSE	9.00

DOMESTIC same as IRRIGATION

53 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Forfeited/abandoned due to non-use from 1979 to 1987.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Forfeited/abandoned: This is included for a claim based on a decree or license that is proposed to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.

Music, Vicky

From: Bruce M. Smith [BMS@msbtlaw.com]
Sent: Friday, September 01, 2006 3:06 PM
To: Music, Vicky
Cc: Scott King (E-mail)
Subject: RE: ARK Properties claims

Thanks for the reminder Vicky—On 3616 and 3617, I found out the numbers are 600-900 depending on the type of cattle they have—cow/calf or yearlings. I suspect using the higher number would be better for my client in that it is still below the additional information number. On the other info, I have my request for info in but have not heard back. I will follow up to see where they are in terms of gathering the data. Thanks Bruce

-----Original Message-----

From: Music, Vicky [mailto:Vicky.Music@idwr.idaho.gov]
Sent: Friday, September 01, 2006 3:00 PM
To: Bruce M. Smith
Cc: Scott King (E-mail)
Subject: RE: ARK Properties claims

Bruce and Scott -

It has been nearly 2 weeks since your 8/20/2006 e-mail, Bruce, in which you stated you needed a couple more days to provide the information I requested. I have an in-house deadline to have all of my recommendation prepared for the Preliminary Directors' Report. That deadline is 9/22/2006, and if I do not have all of the information I need regarding the Ark Properties claims at least a week before that, I will disallow them. The Notice of Error procedure will hopefully provide the time you need to gather the info.

Vicky Music

-----Original Message-----

From: Bruce M. Smith [mailto:BMS@msbtlaw.com]
Sent: Sunday, August 20, 2006 1:44 PM
To: Music, Vicky; Scott King (E-mail); Bruce M. Smith
Subject: RE: ARK Properties claims

Vicky—Scott and I are trying to get this to you by tomorrow but a couple extra days would help us if that's ok. We're doing as much as we can to get the info. Some of it may not be available at this time. Bruce

-----Original Message-----

From: Music, Vicky [mailto:Vicky.Music@idwr.idaho.gov]
Sent: Wednesday, August 02, 2006 11:07 AM
To: Scott King (E-mail); Bruce M. Smith
Subject: ARK Properties claims

Good morning Bruce and Scott -

I have begun my review of 63-2100, 63-2143, 63-2654, 63-3616, 63-3617, and 63-2690. These are all for licenses with priority dates ranging from 1909 to 1948. I need additional information before I can recommend these claims. For instance, item 5 "Description of diverting works" of the irrigation claims were incomplete. Also, none of the claims included maps of the places of use and points of diversion. Given that these licenses range from 58 to 97 years old and that the maps in the licenses files are not sufficiently detailed to allow

Music, Vicky

From: Bruce M. Smith [BMS@msbtlaw.com]
Sent: Thursday, August 03, 2006 3:38 PM
To: Music, Vicky; Scott King (E-mail)
Cc: Bruce M. Smith
Subject: RE: ARK Properties claims

Scott—Please give me a call and we'll work through getting this info for Vicky. Bruce

-----Original Message-----

From: Music, Vicky [mailto:Vicky.Music@idwr.idaho.gov]
Sent: Wednesday, August 02, 2006 11:07 AM
To: Scott King (E-mail); Bruce M. Smith
Subject: ARK Properties claims

Good morning Bruce and Scott -

I have begun my review of 63-2100, 63-2143, 63-2654, 63-3616, 63-3617, and 63-2690. These are all for licenses with priority dates ranging from 1909 to 1948. I need additional information before I can recommend these claims. For instance, item 5 "Description of diverting works" of the irrigation claims were incomplete. Also, none of the claims included maps of the places of use and points of diversion. Given that these licenses range from 58 to 97 years old and that the maps in the licenses files are not sufficiently detailed to allow me to determine specific acres irrigated, I need maps of the claimed irrigated acres and the points of diversion. I have listed the information specifically needed for each claim below.

63-2100

- 1- narrative description or map of diversion and delivery works
- 2 - description of domestic use
- 3 - pou map of 15 acres claimed and point of diversion

63-2143

- 1- narrative description or map of diversion and delivery works
- 2 - description of domestic use
- 3 - pou map of 15 acres claimed and location of points of diversion
- 4 - a 5th point of diversion was claimed. When was this pod added?

63-2654

- 1- narrative description or map of diversion and delivery works
- 2 - pou map of 100 acres claimed and location of point of diversion
- 3 - the claim indicates that an accomplished transfer in place of use occurred. I need a description and date of this claimed change.

63-2690

- 1- narrative description or map of diversion and delivery works
- 2 - description of domestic use
- 3 - pou map of 25 acres claimed and location of point of diversion

63-3616

- 1- narrative description or map of diversion and delivery works - same earthen dam as originally

licensed?

2 - number and type of stock

63-3617

1- narrative description or map of diversion and delivery works - same earthen dam as originally licensed?

2 - number and type of stock

The preliminary directors report is tentatively scheduled to go out in about 8 weeks so I need this information by August 21, 2006. Thanks.

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau
IDWR/Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190



SPF Water Engineering, LLC
water resource consultants

RECEIVED

JUN 29 2006

WATER RESOURCES
WESTERN REGION

June 29, 2006

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

Attention: Jan Shurte

Subject: Ark Properties LLC Claims

Dear Jan,

Enclosed on behalf of Ark Properties LLC are six SRBA claims to waters in the Indian Creek area. Please contact Bruce Smith or me with any questions or requests for additional information.

Sincerely,

Scott N. King, P.E.
Senior Project Engineer

cc: Bruce Smith
John McCallum / Ark Properties LLC

File: 310.0060

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2143

WATER RIGHT NUMBER: 63-2143

Owner Type Name and Address
 Current Owner MARY JACKSON
 MAYFIELD STAGE, ID

Priority Date: 10/21/1910

Basis: License

Status: Active

Source

BIG DRAW CREEK
 DRY HOLLOW CREEK
 INDIAN CREEK
 SLATER CREEK

Tributary

INDIAN CREEK
 INDIAN CREEK
 BOISE RIVER
 INDIAN CREEK

Beneficial Use

IRRIGATION

DOMESTIC

From To

3151 to 11.15
 / to /

Diversion Rate

1.060 CFS

Annual VolumeTotal Diversion:

1.060 CFS

Location of Point(s) of Diversion

DRY HOLLOW CREEK

✓ SW1/4SE1/4

Sec. 14, Twp 01N, Rge 04E, B.M.

ELMORE County

SLATER CREEK

✓ SE1/4SE1/4

Sec. 14, Twp 01N, Rge 04E, B.M.

ELMORE County

INDIAN CREEK

✓ NE1/4SE1/4

Sec. 23, Twp 01N, Rge 04E, B.M.

ELMORE County

BIG DRAW CREEK

SW1/4NE1/4

Sec. 23, Twp 01N, Rge 04E, B.M.

ELMORE County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
01N	04E	23	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	53.0
			15.0			9.0									20.0	9.0			

Total Acres: 53

DOMESTIC same as IRRIGATIONConditions of Approval:

1. SOURCES ARE SLATER CK., TRIB. TO INDIAN CK.; INDIAN CK. TRIB TO BOISE RIVER; BIG DRAW CK., TRIB TO INDIAN CK.; DRY HOLLOW CK., TRIB. TO INDIAN CK.

1987
 204 PCH for failed for nonuse from 1979-1988-2000
 214 PCH

where are the PODs?

MEMORANDUM TO CLAIM FILE

TO: CLAIM FILE NOS. 63-2100, 63-2143, 63-2654 AND 63-2690
FROM: VICKY L MUSIC, SR WATER RESOURCE AGENT, IDWR / WESTERN REGION
SUBJECT: BASIS FOR DISALLOWAL
DATE: 9/14/2006
CC:

These claims are for rights licensed anywhere from 58 to 97 years ago. The claims were filed 6/29/2006, 3 months before the Preliminary DR for Basin 63, Part 3, was scheduled to be mailed. I need additional information before I can recommend these.

On August 2, 2006, I sent a detailed email to Bruce Smith, claimant's attorney, and Scott King, claimant's consultant, describing the information I needed for each claim. A copy of the email is in the file. Generally, all of the claims were incomplete and no map of the acres irrigated is attached. The maps in the license files are not detailed enough to determine the place of use and it is reasonable to assume that the diversion and delivery systems have been updated sometime in the 58 – 97 years since these licenses were issued. Also, the licensing exams have evolved to be much more detailed in the last 58-97 years. I reviewed available aerals but they do not indicate as much irrigation as claimed.

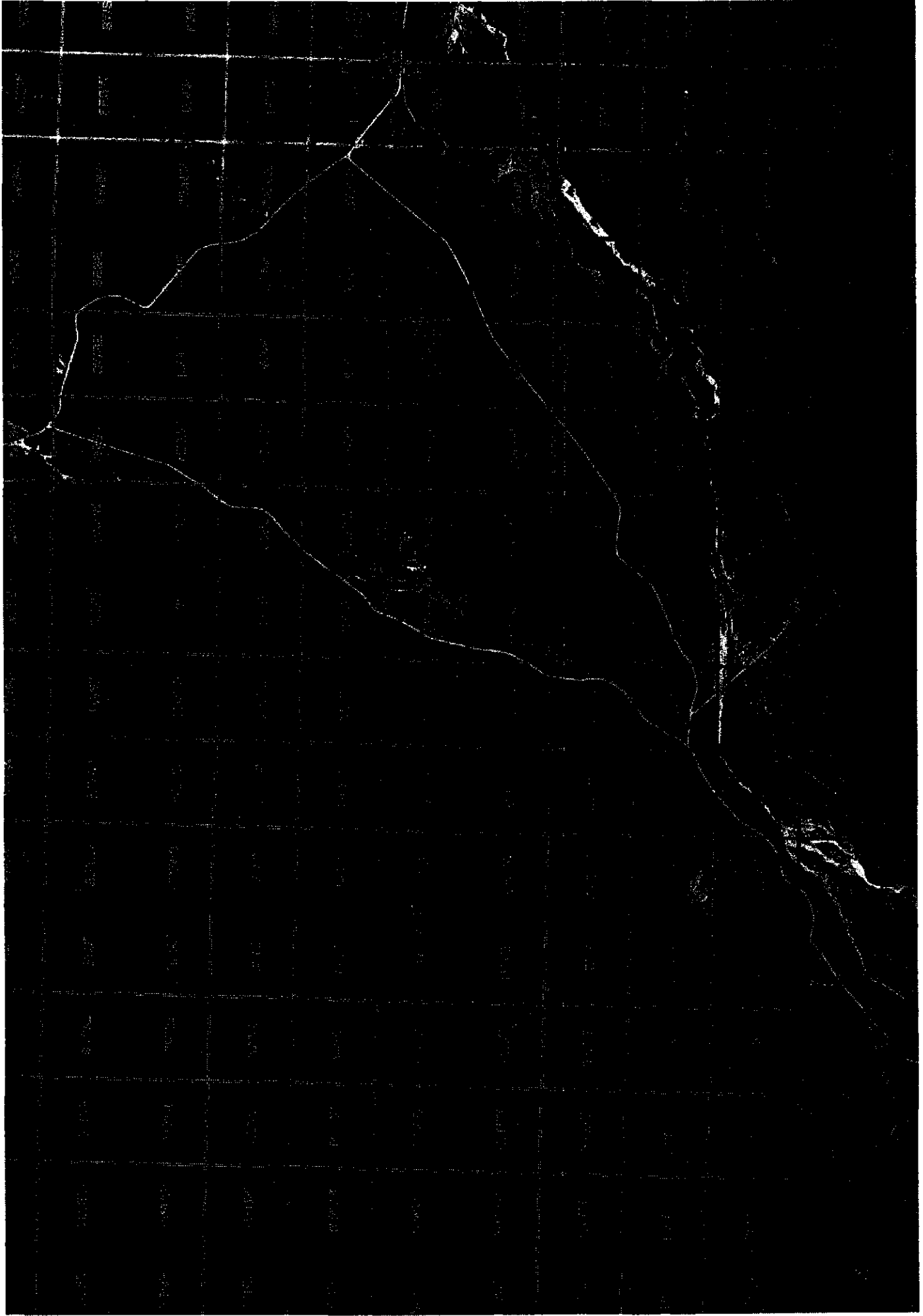
After receiving the email, Bruce Smith called me to discuss. He didn't understand why we needed the information given these were licensed rights. I explained to him that we do not just automatically "rubber stamp" or recommend a licensed right in the SRBA. They must go through a review, especially given the age of these licenses. I explained that the claims generated by the consultant did not provide information about the delivery systems or the specific location of the acres claimed as irrigated. The claim forms must be complete, and the standard forms issued by IDWR specifically state that a map, topo or aerial of the POU and POD must be attached.

I sent a reminder email to Bruce and Scott on 9/1/06 letting them know about my deadline for recommendations for the Prelim DR. I have not received the requested information by today. Hence, my basis for disallowal is that I cannot conduct a claims review and make a recommendation based on the information in the file.

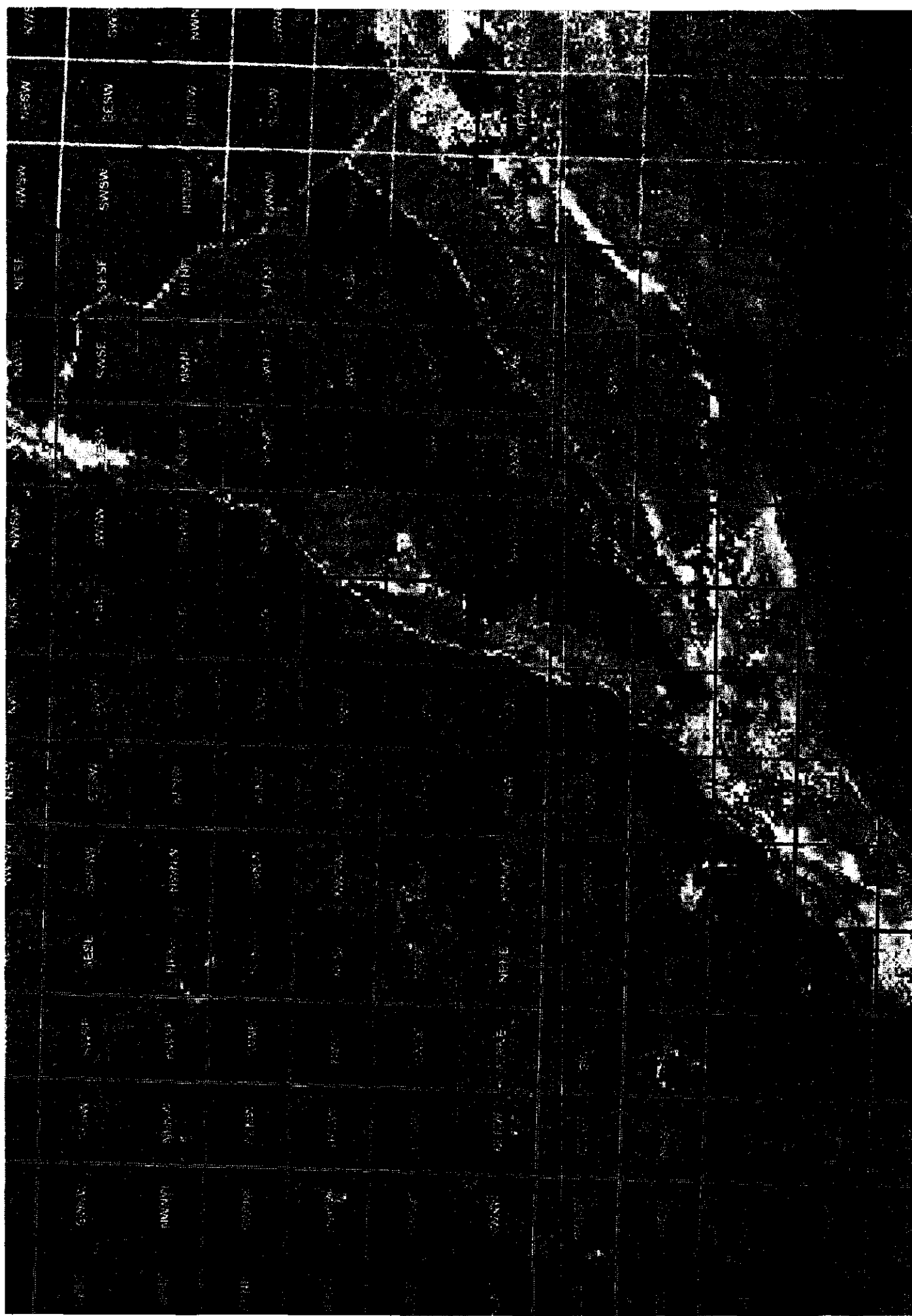
VLM



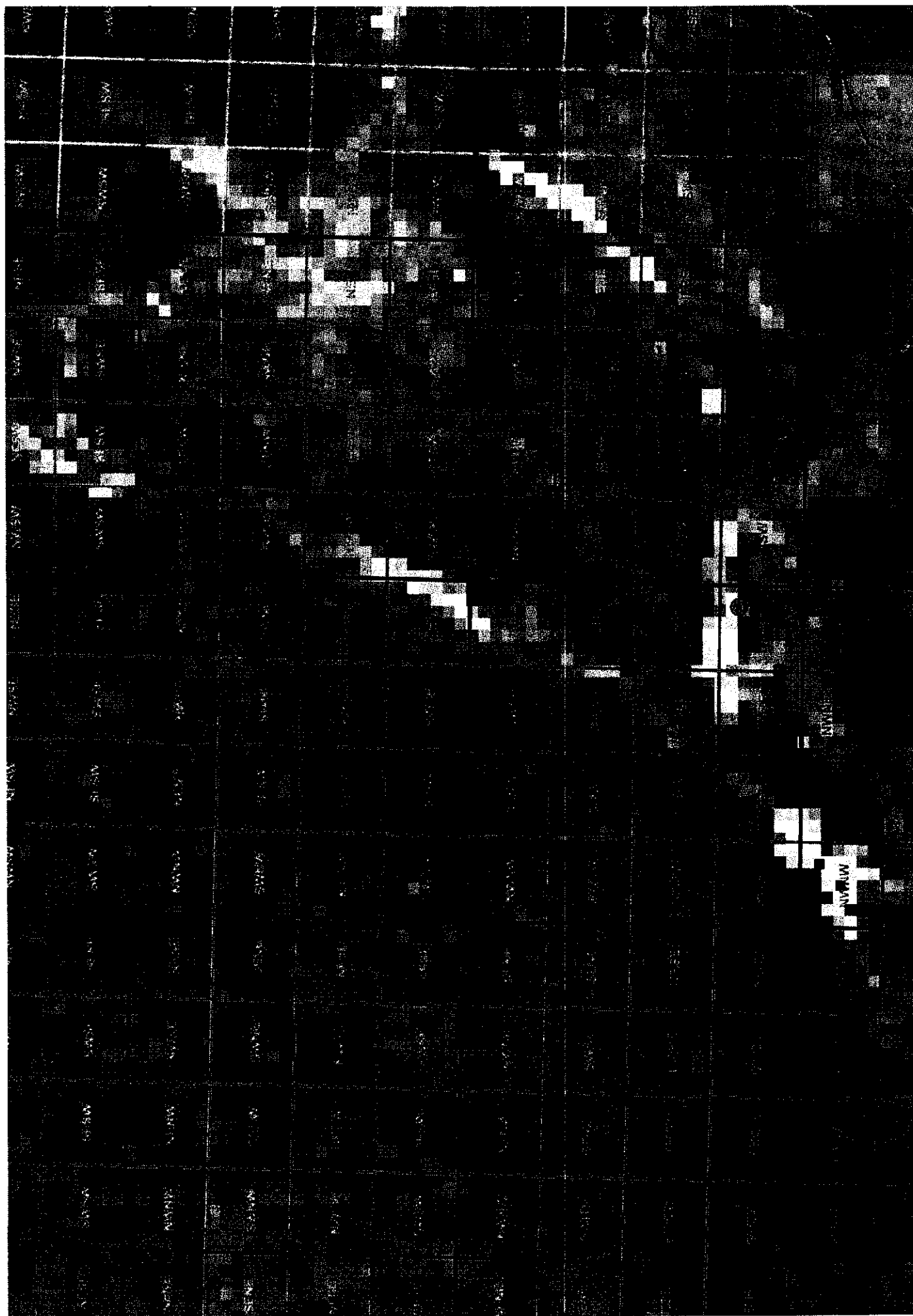
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2000 LANDSAT PHOTO.



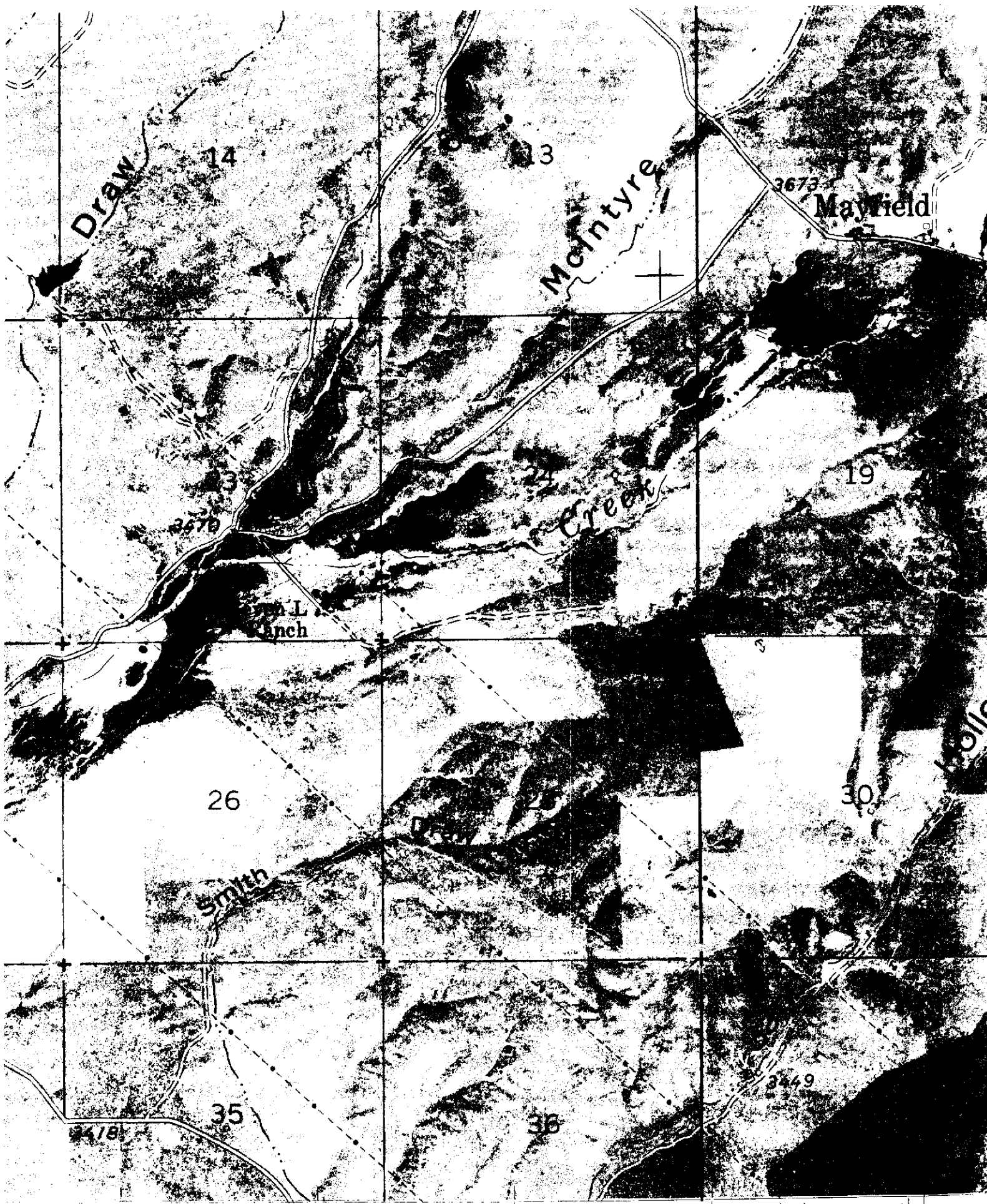
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2002 LANDSAT PHOTO.



ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2001 LANDSAT PHOTO.



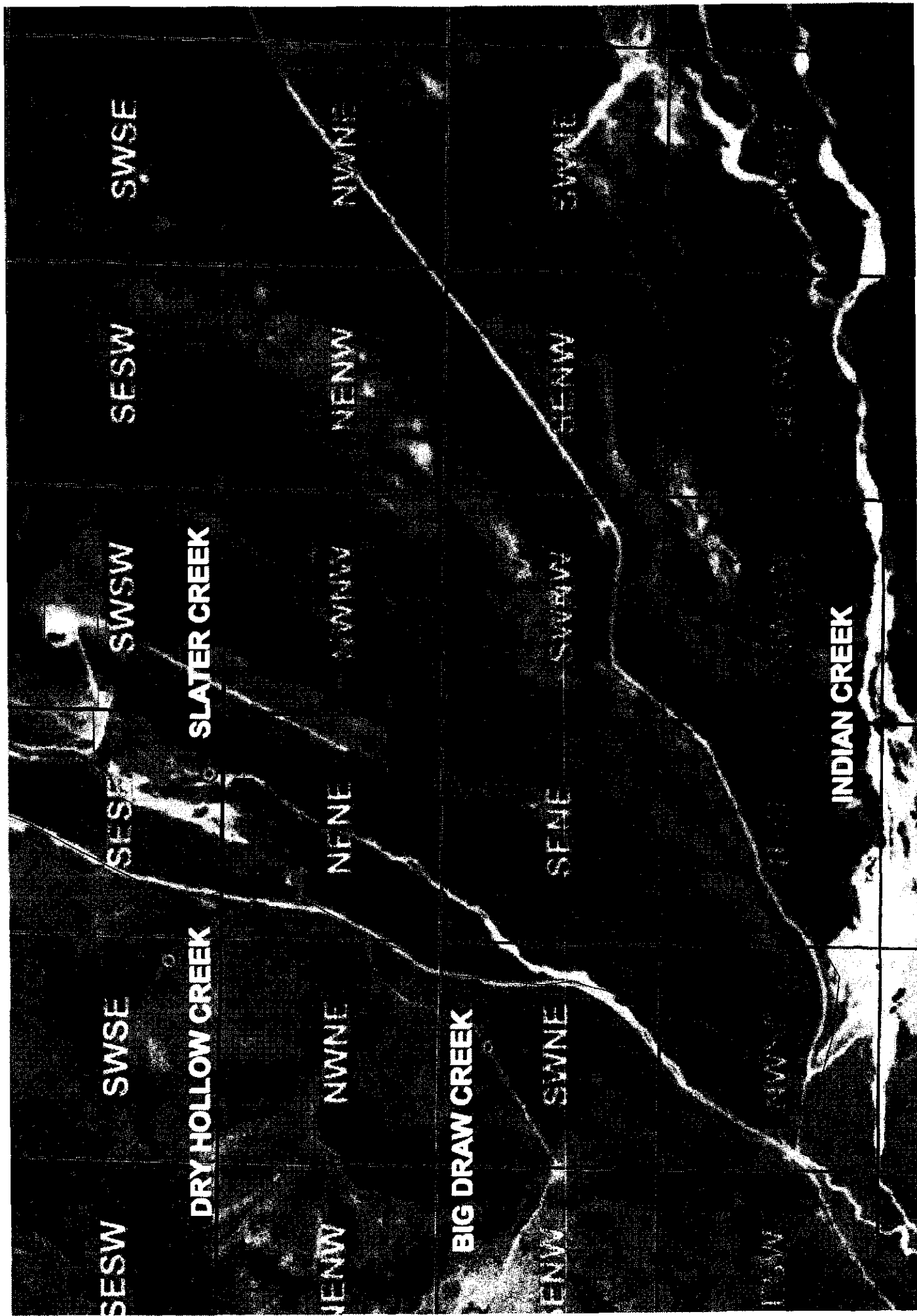
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 1984 LANDSAT PHOTO.



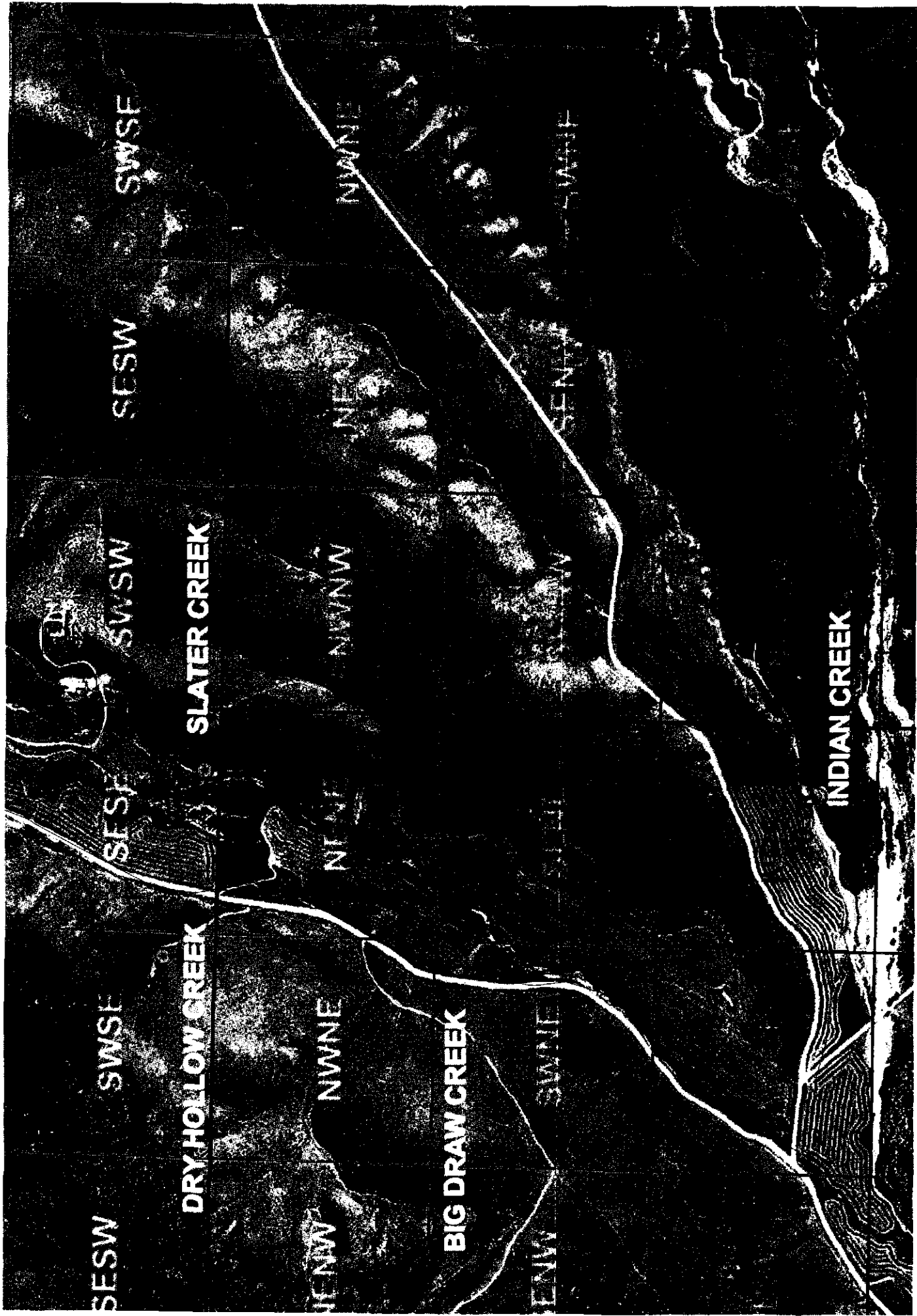
30" 585 587 588 589
R 4 E. R 5 E.

SCALE-1:24,000

Mayfield NW 1979



63-2143 - LICENSED IN 1910. ESTIMATED THE PODs AND LOCATED THEM IN THE LICENSED QQ.
ALSO CLAIMED A POD IN THE NESW SEC 24 . 1987 NAPP



63-2143 - LICENSED IN 1910. MAP IN LICENSE FILE IS NOT ACCURATE. LOCATED THE PODs IN THE LICENSED QQ.
ALSO CLAIMED A POD IN THE NESW SEC 24.
1998 AERIAL

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2143**

07/14/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2143	Claim	01N	04E	23	NE	NE		IRRIGATION	15/53	ARK PROPERTIES LLC
2143	Water Right	01N	04E	23	NE	NE		IRRIGATION	15/53	MARY JACKSON
2655	Water Right	01N	04E	23	NE	NE		IRRIGATION	20/40	JAMES O BECK
29423	Water Right	01N	04E	23	NE	NE		STOCKWATER		SAND SPRINGS RANCH & CO
2143	Claim	01N	04E	23	SE	NE		IRRIGATION	9/53	ARK PROPERTIES LLC
2143	Water Right	01N	04E	23	SE	NE		IRRIGATION	9/53	MARY JACKSON
2655	Water Right	01N	04E	23	SE	NE		IRRIGATION	20/40	JAMES O BECK
29423	Water Right	01N	04E	23	SE	NE		STOCKWATER		SAND SPRINGS RANCH & CO
2143	Claim	01N	04E	23	NE	SE		IRRIGATION	20/53	ARK PROPERTIES LLC
2143	Water Right	01N	04E	23	NE	SE		IRRIGATION	20/53	MARY JACKSON
29423	Water Right	01N	04E	23	NE	SE		STOCKWATER		SAND SPRINGS RANCH & CO
2143	Claim	01N	04E	23	NW	SE		IRRIGATION	9/53	ARK PROPERTIES LLC
2143	Water Right	01N	04E	23	NW	SE		IRRIGATION	9/53	MARY JACKSON
29423	Water Right	01N	04E	23	NW	SE		STOCKWATER		SAND SPRINGS RANCH & CO

 Elmore County *
 Slater, Indian, Big Draw, *
 and Dry Hollow Creeks. *
 Irrigation and domestic *
 1.06 cu. ft. per second *
 Priority 10-21-1910 *

S T A T E O F I D A H O

Water License No. 6758

WHEREAS, On the 21st day of October, A. D. 1910, MARY JACKSON, of Mayfield, County of Elmore, State of Idaho, duly made application (No. 9794) to me for a permit to use 1.2 cubic feet per second of the waters of Slater Creek, 1 cubic foot per second of the waters of Indian Creek, $\frac{1}{2}$ of one cubic foot per second of the waters of Big Draw and $\frac{1}{2}$ of one cubic foot per second of the waters of Dry Hollow, County of Elmore, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 29th day of October, A. D. 1910, ~~By the Board of Commissioners of the State of Idaho~~ to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 29th day of October, A. D. 1912, and for the application to beneficial use of said water on or before the 29th day of October, A. D. 1913, and,

WHEREAS, On the 5th day of September, A. D. 1911, MARY JACKSON, the holder of said permit duly made proof of the completion of adequate works for the diversion of 3.2 cubic feet per second of said waters, as evidenced by my Certificate No. 6758, dated November 4th, 1911, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 3.2 cubic feet per second of water, with date of priority of October 21st, 1910, and,

WHEREAS, On the 5th day of September, A. D. 1911, MARY JACKSON, the holder of said permit duly made proof of the application to beneficial use of 1.06 cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to MARY JACKSON, of Mayfield, County of Elmore, State of Idaho, the holder and owner of said Permit No. 6758, a perpetual right, dating from October 21st, 1910, to the use of 1.06 cubic feet per second of the waters of Slater Creek, Indian Creek, Big Draw and Dry Hollow, in the County of Elmore, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted on Slater Cr., at a point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, on Indian Cr., at a point in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, or Big Draw, at a point in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, and on Dry Hollow, at a point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Tp. 1 N., R. 4 E. B. M., and conducted to and upon 53 acres, divided as follows: (15 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 9 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 9 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and 20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, Tp. 1 N., R. 4 E. East of the Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 4th day of

Report of Engineer

1. State name of applicant and number of permit: Mary Jackson - Permit 6758
1.2 sec. ft. 1 sec. ft. 1/2 sec. ft. 1/2 sec. ft.
2. State source of water supply: Slater Creek, Indian Creek, Big Draw & Dry Hollow
3. Location of point of diversion: Slater-SE4 SE4 Sec. 14, Indian NE4 SE4 Sec. 23,
Big Draw-SW4 NE4 23 & Dry Hollow SW4 SE4 Sec. 14, T.1 N. R. 4 EBM
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: Slater Creek 1 1/2' Indian Creek 1' Big Draw 1'
 - (b) Width at water line: 2 ft 3 ft 2 ft
 - (c) Depth of water: 1 ft 1 ft 6 inches
 - (d) Grade per mile: about 11 ft.
6. State whether or not water has been turned into works of diversion and if so, to what extent: as much as was to be had
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract:

about 15 acres in	NE ⁴ of NE ⁴ Sec 23
9	SE ⁴ of NE ⁴ " 23
9	NE ⁴ of SE ⁴ " 23
20	NE ⁴ of SE ⁴ " 23

Sp. 1 N. R. 4 E. B.M.
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

John W. Cager

Notary Commissioner Dist. #3

STATE OF IDAHO,

County of _____

ss.

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

JUN 3 - 1911

OFFICE OF STATE ENGINEER

Notary Public.

6758

B/11

63-2143

No. 9794

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho

1. Name of applicant: Mary Jackson,

Postoffice address: Mayfield,

County: Elmore State: Idaho.

2. The quantity of water claimed $3 \frac{2}{10}$ (See attached list) cubic feet per second.

3. Source of water supply: (See attached list)

County of Elmore

4. Location of point of diversion: (See attached list)

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 160 acres.

(b) In the following legal subdivisions: $E\frac{1}{2} NE\frac{1}{4}$, $N\frac{1}{2} SE\frac{1}{4}$, Sec. 23, T. 1 N., R. 4 E., B.M.

6. Estimated cost of works: \$500.00

7. Description of works for diversion:

I. Kind of works: small dams in streams and ditches from points of diversion to land to be irrigated.

II. Dimensions of works:

(a) Conduit ditches, width at bottom $1\frac{1}{2}$ feet, width at water line 3 feet, depth of water 1 foot. Average grade per mile is 11 feet. Length of conduit is altogether about 1 mile and it crosses the following quarter sections: $NE\frac{1}{4}$, Sec. 23 and $SE\frac{1}{4}$ Sec. 14, T. 1 N., R. 4 E., B.M. to land described in 5 I (b) above which is the point of intended use.

8. The time required for the completion of the construction of such work is 2 years.

9. Time required for the complete application of the water to the proposed use is 1 additional year.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Mary Jackson,

Applicant

By Garrett & Dunning Agents.

SHEET TO BE ATTACHED TO APPLICATION FOR PERMIT OF MARY JACKSON.

No. 6758

2. The quantity of water claimed is 1.2 cubic feet per second from Slater Creek, Diversion No. 1; 1 cubic foot per second from Indian Creek, Diversion No. 2; equivalent to a continuous flow of one-half of one cubic foot per second from Big Draw, Diversion No. 3; equivalent to a continuous flow of one-half of one cubic foot per second from Dry Hollow, Diversion No. 4.
3. Sources of water supply are Slater Creek, Indian Creek, Big Draw, and Dry Hollow.
County of Elmore, State of Idaho.
4. Diversion No. 1 on Slater Creek is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14 T. 1 N., R. 4 E., B.M.;
Diversion No. 2 on Indian Creek is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 1 N., R. 4 E., B.M.;
Diversion No. 3 on Big Draw is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T. 1 N., R. 4 E., B.M.;
Diversion No. 4 on Dry Hollow is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 1 N., R. 4 E., B.M.

APPROVAL OF STATE ENGINEER.

The number of this permit is 6758.

Date of first receipt of application 10.20 a.m. October 21, 1910.

Recorded in Book 20 Page 6758 Approved October 29, 1910.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho and hereby grant the same, subject to the following limitations and conditions:

Work to begin on or before December 28, 1910, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before October 29, 1911.

The whole of said work to be completed on or before October 29, 1912.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to October 29, 1913.

Witness my hand this twenty-ninth day of October, 1910.

D. G. Martin

State Engineer.

Notice of Proof of Completion of Works and of Application of Water to Beneficial use received May 23, 1911, fixing September 5, 1911, as date, and Boise, Idaho, as place of proof.

Water Commissioner notified May 25, 1911, to make examination of works.

Report of Engineer received June 3, 1911.

Deposition blanks mailed July 31, 1911.

Affidavit of Publication, Depositions, and Fees received September 5, 1911.

Certificate and License issued November 4, 1911

Permit No. 6758

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that MARY JACKSON, of Mayfield, County of Elmore, and State of Idaho, the holder of Permit No. 6758, issued upon Application No. 9794, bearing date of priority of October 21st, 1910, authorizing the diversion of 1.2 second feet of the waters of Slater Creek, 1 second-foot of the waters of Indian Creek, $\frac{1}{2}$ of one second-foot of the waters of Big Draw and $\frac{1}{2}$ of one second-foot of the waters of Dry Hollow, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.2 second feet of the waters of Slater Creek, 1 second-foot of the waters of Indian Creek, $\frac{1}{2}$ of one second-foot of the waters of Big Draw and $\frac{1}{2}$ of one second-foot of the waters of Dry Hollow, that the point of diversion of said waters on Slater Cr., is at a point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, on Indian Cr., is at a point in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, on Big Draw, is at a point in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, and on Dry Hollow, at a point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Tp. 1 N., Range 4, East of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: East half of the Northeast quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$), North half of the Southeast quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$), Section 23, Township 1 North, Range 4, East of the Boise Meridian.

Witness my hand this 4th day of November, A. D. 1911.

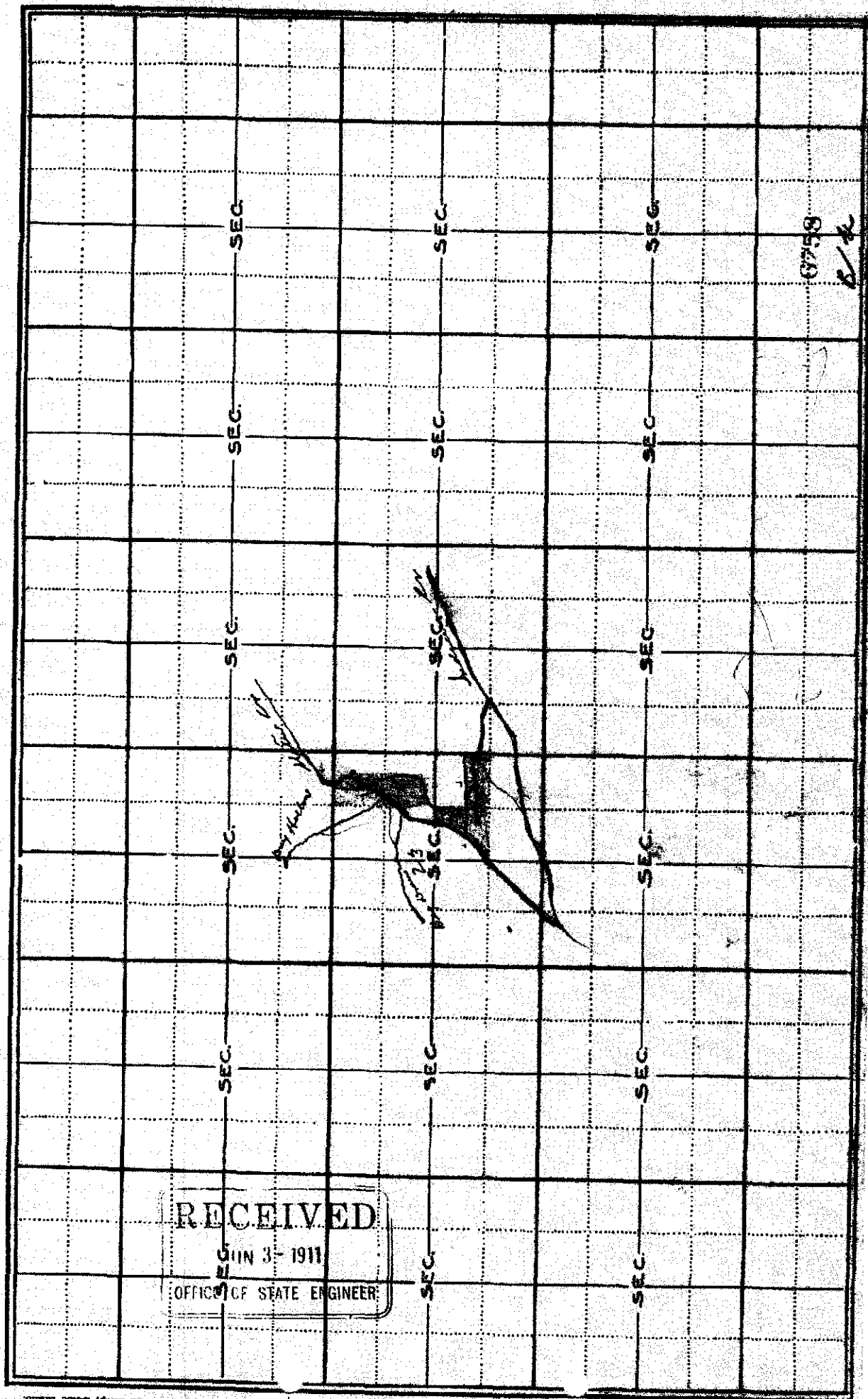
A. E. Robinson,

State Engineer of the

State of Idaho

License issued for 1.06 second feet

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6758
6/2

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OFFICE OF STATE ENGINEER